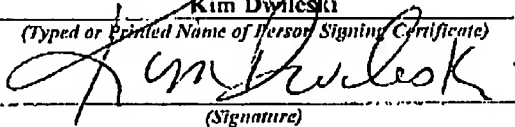


CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. END9-2000-0100US2
Applicant(s): Ballantine et al.			
Application No. 10/753,241	Filing Date 1/8/2004	Examiner Tsai, H Jay	Group Art Unit 2812
Invention: INCREASING AN ELECTRICAL RESISTANCE OF A RESISTOR BY OXIDATION OR NITRIDIZATION			
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<p>I hereby certify that this _____ <u>Species Restriction and Preliminary Amendment (12 pages)</u> _____ (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>9/13/2004</u> (Date)</p> <p style="text-align: center;">_____ Kim Dwykeski (Typed or Printed Name of Person Signing Certificate)</p> <p style="text-align: center;"> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

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Applicant: Ballantine et al.

Examiner: Tsai, H Jcy

Serial No.: 10/753,241

Art Unit: 2812

Filed: 1/8/2004

**For: INCREASING AN ELECTRICAL RESISTANCE OF A RESISTOR BY OXIDATION
OR NITRIDIZATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SPECIES RESTRICTION AND PRELIMINARY AMENDMENT

This communication responds to the Restriction mailed September 1, 2004 and includes a preliminary amendment.

10/753,241

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RESPONSE TO RESTRICTION WITH SPECIES ELECTION

In response to the species restriction requirement, Applicants hereby provisionally elect Species 4: described in figure 5, with traverse. It is respectfully submitted that the search and examination of the species of the entire application could be made without serious burden. Thus, Applicants respectfully submit that the search and the examination of the entire application could be made without serious burden. See MPEP § 803, in which it is stated that "if the search and examination of the entire application can be made without serious burden, the Examiner must examine it on the merits" (emphasis added). Applicants respectfully submit that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Claims 1, 4-5, 10-12, 23-24, and 47-67 read on the elected species. Claim 1 is generic to claims 4, 11, 16, 20, 49, and 63-66.